THE HONOUABLE SRI JUSTICE V.ESWARAIAH

W.P. No. 3479 of 2007

Date:15-06-2007

Between:

Ramavarapu Lakshmipathi ..
PETITIONER

AND

The Principal Secretary to Govt.,TWD,Hyderabad and four others.
..
RESPONDENTS

ORDER:

The petitioner seeks a writ of mandamus to declare the inaction of the 1st respondent in passing appropriate orders either on the stay petition or on the revision itself filed on 27.12.2007 against the order of the 2nd respondent, dated 18.11.2006 in C.M.A.No.114 of 2005, as illegal and arbitrary.

Heard the learned counsel appearing for the petitioner as well as the learned Government Pleader for respondents 1 to 4 and the learned counsel for the 5th respondent.

The Special Deputy Collector (Tribal Welfare), Bhadrachalam in LTR Case No.236/03/MGR, dated 23.04.2005 ordered for ejectment of the petitioner from the land to an extent of Ac.0.01 gunta in Sy.No.207 of Bandarugudem village on the ground that the said land was in illegal possession of the petitioner contrary to Land Transfer Regulation 1/1959 as amended by Regulation 1/1970.

Against the said order, the petitioner has filed C.M.A.No.114 of 2005 on the file of the Additional Agent to Government & Project Officer, I.T.D.A. Badrachalam and the said appellate authority by order, dated 18.11.2006 dismissed the said appeal upholding the order passed by the Special Deputy Collector (TW), Badrachalam.

Aggrieved by the said order in C.M.A.No.114 of 2005, dated 18.11.2005, the petitioner filed a revision before the Government under Section 6 of the A.P. Scheduled Areas Land Transfer Regulation 1/1959 along with the application for stay on 27.12.2006.

It is stated that the said revision as well as the stay application has not been disposed of. Even before the disposal of the revision, the 4th respondent is taking coercive steps.

Having regard to the facts of the case, without expressing any opinion, the writ petition is disposed of directing the first respondent to consider and dispose of the main revision itself as early as possible

after giving notices to all the concerned within three months from the date of receipt of copy of this order in accordance with law and pending disposal of the revision, status quo obtaining as on today shall be maintained. No costs.

V.ESWARAIAH, J.

Date:15.06.2007.
ccm